



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Lino R. Becerra, et al.
Serial No.: : 09/822,585
Filed : March 30, 2001
Entitled : METHOD AND APPARATUS FOR
OBJECTIVELY MEASURING PAIN,
PAIN TREATMENT AND OTHER
RELATED TECHNIQUES
Docket : MGH-004BUS

Group Art Unit: 3737

Examiner: Not Yet Assigned

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Assistant Commissioner for Patents, Washington, D.C. 20231 on the date set forth below.

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Date of Signature
and Mail Deposit

By:

Christopher S. Daly
Christopher S. Daly
Reg. No. 37,303
Attorney for Applicant(s)

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents
Washington, DC 20231

Dear Sir:

It is desired to cite for the record in this application the enclosed documents listed on the attached copy of PTO Form #1449. The paragraph(s) marked below are applicable to this Information Disclosure Statement.

[] (1) The enclosed Information Disclosure Statement is being filed: within three months of the filing date; or within three months of the entry of the national stage

of the above-identified application; or before the mailing of a first Office Action on the merits; or before the mailing of a first Office Action after the filing of a request for continued examination under 37 C.F.R. § 1.114. Accordingly, Applicant(s) believes that no fee or statement is required.

☐ (1a) Applicant(s) believe the enclosed Information Disclosure Statement is entitled to the benefit of 37 C.F.R. § 1.97 (b) (3). Accordingly, Applicant(s) believe that no fee or statement is required.

☐ (1b) Pursuant to 37 C.F.R. § 1.97(c), the enclosed Information Disclosure Statement is being filed before the mailing date of a final action or a notice of allowance and is accompanied by:

☐ a statement under 37 C.F.R. § 1.97(e); ☐ the fee set forth in § 1.17(p).

PETITION UNDER 37 C.F.R. § 1.97(d)

☐ (2) Pursuant to 37 C.F.R. § 1.97(d), Applicant(s) hereby petition the Assistant Commissioner to consider the attached Information Disclosure Statement. Applicant(s) state that the issue fee has not been paid and that a statement under 37 C.F.R. § 1.97(e) is provided herein, along with the petition fee of \$180.00 required under 37 C.F.R. § 1.17(i).

STATEMENT UNDER 37 C.F.R. § 1.97(e) (1)

☒ (3) **The undersigned hereby states that each item of information contained in the attached Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application mailed not more than three months prior to the filing of the accompanying Information Disclosure Statement.**

STATEMENT UNDER 37 C.F.R. § 1.97 (e) (2)

☐ (4) The undersigned hereby states that no item of information contained in the accompanying Information Disclosure Statement was cited in a communication

from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual having a duty of disclosure as set forth in 37 C.F.R. § 1.56 (c) more than three months prior to the filing of the accompanying Information Disclosure Statement.

The filing of this Information Disclosure Statement is not a representation by the undersigned as to personal knowledge of the contents of every word or phrase of the material enclosed or that reliance on other suitably trained professionals has not been made.

If a search report of a searching agency is enclosed identifying the nature of the relevance of each document, such a designation is deemed to satisfy Rule 98(a) (3) even if in a foreign language, since the few terms of relevance therein are deemed of universal cognizance. However, Applicant(s) does not necessarily adopt the position reflected by that report.

The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication or credit any overpayment to Deposit Account No. 500845.

Respectfully submitted,

DALY, CROWLEY & MOFFORD, LLP

By: 

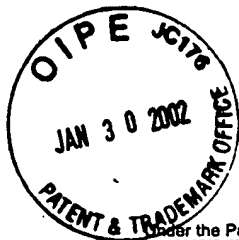
Christopher S. Daly

Reg. No. 37,303

Attorney for Applicant(s)

Dated: 28 Nov 01
275 Turnpike Street – Suite 101
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Telephone: (781) 401-9988
Facsimile: (781) 401-9966

3737

Please type a plus sign (+) inside this box → ☐

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

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<h1>TRANSMITTAL FORM</h1> <p>(to be used for all correspondence after initial filing)</p>	Application Number	09/822,585	
	Filing Date	March 30, 2001	
	First Named Inventor	Lino R. Becerra	
	Group Art Unit	3737	
	Examiner Name	Not Yet Assigned	
Total Number of Pages in This Submission	44	Attorney Docket Number	MGH-004BUS

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return-receipt postcard; Ltr Under 37 CFR Sec 1.56
Remarks In the event a petition for extension of time is required by this paper and not otherwise provided, such petition is hereby made and authorization is provided herewith to charge deposit account No. 50-0845 for the cost of such extension.		COPY OF PAPERS ORIGINALLY FILED

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual name	Christopher S. Daly	Reg. No. 37,303
Signature	Daly, Crowley & Mofford, LLP	
Date	2001	

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: 7/9/2001			
Typed or printed name	Christopher S. Daly		
Signature		Date	7/9/2001

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Application
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28 NOV 01
Date of Signature
and Mail Deposit

By: Christopher S. Daly
Christopher S. Daly
Reg. No. 37,303
Attorney for Applicant(s)

LETTER UNDER 37 C.F.R. §1.56

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Applicant would like to bring to the attention of the Examiner in the above-identified application the existence of the following co-pending U.S. patent application:

U.S. patent application no. 09/729,665 filed on December 4, 2000, which claims

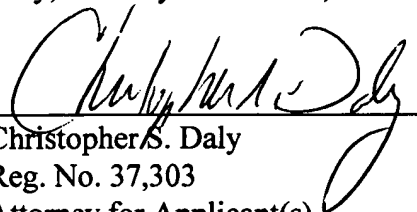
the benefit of U.S. provisional application no. 60/168,660 filed on December 2, 1999,
U.S. provisional application no. 60/193,300 filed on March 30, 2000 and U.S. provisional
application no. 60/228,950 filed on August 28, 2000.

If the Examiner has any questions concerning this application or this letter, he or
she is respectfully invited to telephone the undersigned attorney.

Respectfully submitted,
Daly, Crowley & Mofford, LLP

Dated: 28 Nov 01

By:


Christopher S. Daly
Reg. No. 37,303
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